

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.36184 of 2008
BIMLESH YADAV, son of Sharda Yadav, resident of village
Marunkham, P.S. Warisaliganj, District Nawada Petitioner
Versus
STATE OF BIHAR Opposite party

For the Petitioner :Mr. Sheo Kumar Prasad, Advocate
For the State :Mr. Nityanand Tiwari, A.P.P.

03/ 05.12.2008 Counsel for the petitioner is permitted to make
correction in the prayer portion of this application.

Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case under Sections
302/34 of the Indian Penal Code and is named in the First
Information Report, which has been lodged after the informant
learnt that his uncle is seen lying in the field, whereafter he went
to the field and saw in the torch light that petitioner and others
were standing near the dead body.

It is submitted on behalf of the petitioner that the
occurrence having been taken place, the informant was informed
whereafter he reached the place of occurrence, as such, according
to the petitioner, it cannot be said that petitioner and those who
have been seen at the spot, committed the crime.

Be that as it may, let the petitioner, namely, Bimlesh
Yadav be released on bail on furnishing bail bond of Rs. 5,000/-
(Rs. five thousand only) with two sureties of the like amount
each to the satisfaction of the C.J.M., Nalanda at Biharsharif in
connection with Giriyak P.S. Case No. 28 of 2008.

Arjun/

(V.N. Sinha, J.)

